

MAR 23 2007



DLA PIPER US LLP  
2000 University Avenue  
East Palo Alto, California 94303-2248  
O 650.833.2258  
F 650.833.2001  
W [www.dlapiper.com](http://www.dlapiper.com)

**FAX TRANSMISSION COVER SHEET**

**To:** Examiner Tung T. VO **Telephone:**  
Art Unit: 2621

**Mail Stop: Amendment**  
**Commissioner for Patents**

**Centralized Facsimile Number**  
**U.S. Patent & Trademark Office**

March 23, 2007Fax Number:**(571) 273-8300**

**From:** Andrew B. Schwaab **Attorney-Docket**  
Reg. No. 38,611 **Number:** 352000-902001 (previously  
Tel: 650-833-2258 2102484-902001)

**Re:** U.S. Patent Application No. 10/618,344  
Filed: July 10, 2003  
Applicant/Inventor(s): Ulug BAYAZIT  
Entitled: METHOD AND APPARATUS FOR ESTIMATING AND  
CONTROLLING THE NUMBER OF BITS OUTPUT FROM A VIDEO CODER

Pages: 8 - (including this form) Originals: will not follow

If there is a problem with this transmission, please call Maria Kovacs at 650-833-1566

Message: Please make a matter of record the attached.

**Enclosed are the following documents:**

1. (This) Fax Cover/Transmittal/Certificate of Transmission under 37 CFR 1.8 (1 pg); &
2. Transmittal Form (PTO/SB/21) (1 pg); and
3. Response to Notice of Non-Compliant Amendment (37 CFR 1.121) (6 pgs).

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PTO/SB/21 (09-06)

Approved for use through 09/31/2007. OMB 0651-0031

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TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

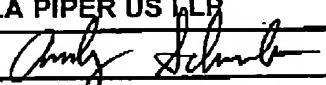
Total Number of Pages in This Submission

Application Number	10/618,344
Filing Date	July 7, 2003
First Named Inventor	Ulug BAYAZIT
Art Unit	2621
Examiner Name	Tung T. VO
Total Number of Pages in This Submission	8 Attorney Docket Number
	352000-902001

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply/Response	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1. Response to Notice of Non-Compliant Amendment of 2-23-07 (6 pgs; and
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	2. Fax Cover Sheet & Certificate of Transmission under 37 CFR 1.8 (1 pg).
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
<p>The Commissioner is authorized to charge any additional fees which may be required, including petition fees and extension of time fees, to Deposit Account No. 07-1896 (Docket No. 352000-902001).</p>		

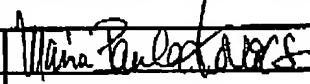
## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DLA PIPER US LLP		
Signature			
Printed name	ANDREW B. SCHWAAB		
Date	March 23, 2007	Reg. No.	38,611

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature



Typed or printed name

Maria Paula Kovacs

Date March 23, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments or the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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EM7216417.1  
25200-902001American LegalNet, Inc.  
www.FormsWorkflow.com

Appln. No.: 10/618,344  
 Response to Notice filed March 23, 2007  
 Replying to Notice of Non-Compliant Amendment of  
 Feb. 23, 2007

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PATENT

Attorney Docket No. 352000-902001  
 Customer No.: 26379

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:	10/618,344	Confirmation No.	5234
Applicant	:	Ulug Bayazit		
Filed	:	July 7, 2003		
TC/A.U.	:	2621		
Examiner	:	Tung T. VO		
Docket No.	:	352000-902001		
Customer No.	:	26379		

Title: METHOD AND APPARATUS FOR ESTIMATING AND CONTROLLING THE NUMBER OF BITS OUTPUT FROM A VIDEO CODER

## RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment of February 23, 2007, please enter the claim set provided below.

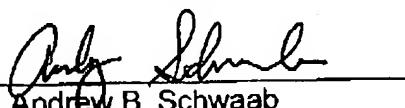
**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896 referencing Attorney Docket No. 352000-902001.

Respectfully submitted,  
 DLA PIPER U.S. LLP

Dated: March 23, 2007

By

  
 Andrew B. Schwaab  
 Reg. No. 38,611  
 Attorneys for Applicants

DLA PIPER U.S. LLP  
 2000 University Avenue  
 East Palo Alto, CA 94303  
 Attorney direct: (650) 833-2258